



DOCKET NO.: VIA-016-CIP

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Brian C. Banister**

Office Action Confirmation No.: **8423**

Serial No.: **10/080,751**

Group Art Unit: **2611**

Filed: **February 22, 2002**

Examiner: **Burd, Kevin Michael**

For: **Method and Apparatus for Generating Transmit Adaptive Antenna
Weights with Nulling Using Binary Gradient Feedback**

In accordance with 37 C.F.R. 1.8, I hereby certify that this correspondence and all its attachments are being deposited on **Wednesday, August 15, 2007**, with the U.S. Postal Service with sufficient postage as First Class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Barbara Kelly 8/15/07
Barbara S. Kelly

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

TRANSMITTAL LETTER – RCE AND AMENDMENT

Transmitted herewith is an RCE Submission - Amendment (**in 17 pages**) in response to a Final Office Action received dated April 16, 2007 with regard to the above-identified application. Also attached:

- (XX) Request for Continued Examination (RCE) Transmittal, 1 page in duplicate.
- (XX) Petition for Extension of Time Under 37 CFR 1.136(a)(1), 1 page.
- (XX) USPTO Credit Card Payment authorizing **\$935.00** for excess claim (\$25), one month time extension (\$120), and RCE fees (\$790).

Fee calculation for excess claims is set forth below, followed by a list of further enclosures.

				SMALL ENTITY			OTHER THAN SMALL ENTITY	
	Claims Remaining After Amendment	Highest Number Previously Paid for	No. Extra	Rate	Fee	<u>OR</u>	Rate	Fee
Total Claims	47-	46 (at least 20)	1	x \$ 25=	\$ N/A	<u>OR</u>	x \$50=	\$ 25
Indep. Claims	12-	13 (at least 3)	0	x \$100=	\$ N/A	<u>OR</u>	x \$200=	\$ 0
First Presentation Multiple Dependent Claims N/A				\$180=	\$ N/A	<u>OR</u>	\$360=	\$ 0
Total fee for added claims:					\$ N/A			\$ 25

The Commissioner is hereby authorized to charge any additional filing fees required under 37 CFR 1.16 including fees for presentation of extra claims, and any additional patent application processing fees under 37 CFR 1.17 or under 37 CFR 1.20(d). Please charge any deficiency or credit any overpayment to Deposit Account No 50-0490.

Date: 8/15/2007
August 15, 2007

William C Boling
William C. Boling
Registration No. 41,625
JAQUEZ & ASSOCIATES
6265 Greenwich Drive, Suite 100D
San Diego, CA 92122
(858) 453-2004 (voice)
(858) 453-1280 (facsimile)